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10
11 [Additional moving parties and counsel listed
on signature pages]

12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 (SAN FRANCISCO DIVISION)

15
16 IN RE: TFT-LCD (FLAT PANEL)
17 ANTITRUST LITIGATION

No. 3:07-md-1827 SI
MDL No. 1827

18 This Document Relates to Individual Case
19 No. 11-cv-02495

Individual Case No.: 11-cv-02495

20 JACO ELECTRONICS, INC.,

STIPULATION AND [~~PROPOSED~~]
21 Plaintiff,
ORDER REGARDING SERVICE AND
SCHEDULING

v.

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23 AU Optronics Corporation, et
al.,

24 Defendants.
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2 WHEREAS the undersigned counsel, on behalf of their client, plaintiff Jaco
 3 Electronics, Inc. (“Plaintiff”), filed a complaint in the above-captioned case against defendants
 4 AU Optronics Corporation; AU Optronics Corporation America; Chi Mei Corporation; Chimei
 5 Innolux Corporation (f/k/a Chi Mei Optoelectronics Corporation); Chi Mei Optoelectronics USA,
 6 Inc.; CMO Japan Co., Ltd.; Nexgen Mediatech, Inc.; Nexgen Mediatech USA, Inc.; Epson
 7 Imaging Devices Corporation; Epson Electronics America, Inc.; HannStar Display Corporation;
 8 LG Display Co. Ltd.; LG Display America, Inc.; Renesas Electronics America; Samsung SDI
 9 Co., Ltd.; Samsung SDI America, Inc.; Sanyo Consumer Electronics Co., Ltd.; Sanyo North
 10 America Corporation; Sharp Corporation; Sharp Electronics Corporation; Tatung Company of
 11 America, Inc.; Toshiba Corporation; Toshiba America Electronic Components, Inc.; Toshiba
 12 Mobile Display Technology Co., Ltd.; and Toshiba America Information Systems, Inc.
 13 (collectively, “Stipulating Defendants”), on May 20, 2011 (“Complaint”);

14 WHEREAS Plaintiff filed a First Amended Complaint on July 12, 2011;

15 WHEREAS Plaintiff wishes to avoid the burden and expense of serving process on
 16 the Stipulating Defendants;

17 WHEREAS the Stipulating Defendants desire a reasonable amount of time to
 18 respond to the Complaint;

19 WHEREAS Plaintiff and the Stipulating Defendants believe that proceeding on a
 20 unified response date will create efficiency for the Court and the parties by reducing duplicative
 21 motion practice;

22 THEREFORE, Plaintiff and the Stipulating Defendants hereby agree:

23 1. The Stipulating Defendants waive service of the First Amended Complaint under Federal Rule
 24 of Civil Procedure 4(d). This stipulation does not constitute a waiver by the Stipulating
 25 Defendants of any other substantive or procedural defense, including but not limited to the
 26 defense of lack of personal or subject matter jurisdiction and improper venue.

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2. The Stipulating Defendants' deadline to move to dismiss, answer, or otherwise respond to the First Amended Complaint will be 90 days from the execution of this stipulation.

IT IS SO STIPULATED.

Dated: July 14, 2011

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39 Toshiba America Electronic Components, Inc.,
40 Toshiba Mobile Display Technology Co., Ltd., and
41 Toshiba America Information Systems, Inc.
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43 Pursuant to General Order 45, Part X-B, the filer attests that concurrence in the
44 filing of this document has been obtained from the above-referenced counsel.
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1 Having considered the foregoing stipulation, and good cause appearing,
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3 **IT IS SO ORDERED.**

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5 7/19/11

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Judge Susan Illston

1 **CERTIFICATE OF SERVICE BY E-MAIL**
2 (Federal Rules of Civil Procedure Rule 5(b))

3 I declare that I am employed with the law firm of K&L Gates, LLP, whose address is
4 925 4th Avenue, Suite 2900, Seattle, Washington 98104-1158. I am not a party to the case,
and I am over the age of eighteen years.

5 I further declare that on July 14, 2011, I served a copy of:

6 **STIPULATION AND [PROPOSED] ORDER REGARDING SERVICE AND**
7 **SCHEDULING**

8 by electronically mailing a true and correct copy to all parties of record through the CM-ECF
system in accordance with Federal Rules of Civil Procedure Rule 5(b):

9 I declare under penalty of perjury that the above is true and correct.

10 Executed at Seattle, Washington, this 14th day of July, 2011.

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